

FILED

Aug 27 2020

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT T. CORTEZ,

Plaintiff,

vs.

ANDREW SAUL,
Commissioner of Social Security,

Defendant.

CIVIL NO. 5:19-CV-07476-NC

**STIPULATION TO VOLUNTARY
REMAND PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g) AND TO
ENTRY OF JUDGMENT; ORDER**

IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys, that this action be remanded for further administrative action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. section 405(g), sentence four.

On remand, the Appeals Council will remand the case to an administrative law judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the medical evidence and Plaintiff's subjective complaints.

The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

Respectfully submitted,

1 Dated: August 26, 2020

By: /s/ Rachel Sue Sussman
(*as authorized via email on 8/26/2020)
RACHEL SUE SUSSMAN
Attorney for Plaintiff

5 DAVID L. ANDERSON
6 United States Attorney

7 Dated: August 26, 2020

By: /s/ In Seon Jeong
IN SEON JEONG
Special Assistant United States Attorney
Attorneys for Defendant

14 ORDER

16 APPROVED AND SO ORDERED:

18 Dated: August 27, 2020

